

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Violation/Citation)	
of)	VIOLATION 73-97
)	
)	
FLOYD THOMAS and KAREN THOMAS,)	
)	ORDER
Respondents.)	

1. NATURE OF THE ASSERTED VIOLATION:

Respondent is alleged to be occupying a non-permitted "residence" constructed in the early '90's which is not connected to an approved subsurface waste disposal system, in violation of the Klamath County Land Development Code.

2. NAMES OF THOSE WHO PARTICIPATED:

The matter was heard by the Hearings Officer August 1, 1997. The Hearings Officer in review of the violation was Neal G. Buchanan. The Respondents appeared and offered testimony. The Planning Department was represented by Kim Lundahl, and the recording secretary was Karen Burg.

3. LOCATION:

The property under consideration is generally located on Raccoon Lane, in the Bly Mountain area east of Klamath Falls, Klamath County, Oregon.

4. FINDINGS OF FACT:

The Respondents appeared and conceded the non-existence of an approved subsurface waste disposal system. The Respondents requested until February 1, 1998 to install the same.

5. ORDER:

IT IS ORDERED that the use of the nonpermitted dwelling as a residence on Respondents' property be abandoned or brought into compliance with the Code, including installation of an approved subsurface waste disposal system on or before February 1, 1998;

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PROVIDED, FURTHER that should Respondents fail to apply for and install an approved subsurface waste disposal system on or before February 1, 1998, that Respondents be cited to appear in Wood River Justice Court with fine suggested at \$1,000.00.

Dated this 6th day of August, 1997.

Neal G. Buchanan
NEAL G. BUCHANAN
Hearings Officer

NOTICE OF APPEAL RIGHTS

You are hereby notified that this Order may be appealed to the Klamath County Board of Commissioners by filing with the Klamath County Planning Department a notice of appeal as set out in Section 33.040 of the Klamath County Land Development Code, together with the fee required within seven (7) days of the mailing date of this Order. Failure to file a notice of appeal within the time provided will result in the loss of your right to appeal this decision.

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Klamath County

on this 7th day of August A.D., 1997
at 3:49 o'clock P. M. and duly recorded
in Vol. 197 of Deeds Page 26066

Bernetha G. Letsch, County Clerk

By Kathleen Ross

Fee, Return Commissioners Journal Deputy.
No Fee